

To: Milbourn, Cathy[Milbourn.Cathy@epa.gov]; Thomas, Hattie[Thomas.Hattie@epa.gov]
Cc: Albano, Emily[Albano.Emily@epa.gov]
From: Emshwiller, John
Sent: Sat 2/8/2014 6:46:04 PM
Subject: WALL STREET JOURNAL QUESTIONS AND POSSIBLE FOIA DOCUMENT REQUEST REGARDING WEST LAKE LANDFILL

Hattie and Cathy and Emily,

I have some additional questions and a document request following the receipt of documents under an FOIA request (EPA-R7-2014-002244) I made regarding West Lake.

1. I have been told that the review of the West Lake site done by the National Remedy Review Board (NRRB) was at some point changed from a full review to a consultation regarding the site. Is this correct?
2. If the review was changed to a consultation, what was the reason for the change? If such a change was made, at whose direction was it made? When was such a change made?
3. If a NRRB review of West Lake was switched to a consultation is this the first instance that such a change has occurred at the NRRB? If not, please cite the other instances where such a change has happened.
4. Is it true that the report/recommendations from a NRRB review of a site is publicly available and posted on the EPA website?
5. Is it true that a consultation letter (or other consultation document) regarding a site isn't routinely made public and isn't posted on the EPA website?
6. I didn't see any review document listed for West Lake in the Region 7 section of the NRRB webpage. If such a public document exists, I'd like to get a copy.
7. If the NRRB did a consultation on West Lake, I'd like to get a copy of any consultation letter or consultation document issued by the NRRB regarding the site. If necessary, please consider this a request under the Freedom of Information Act.
8. The response to my previous FOIA request (EPA-R7-2014-002244) included a privilege log of documents the EPA said were exempt from release. The log refers to several drafts of documents. Were any these drafts related to a board review as opposed to a board consultation? In other words, were any of these drafts related to a board review?

If you have any questions, please don't hesitate to contact me. Given that these inquiries are related to a possible Wall Street Journal story, I'd appreciate getting responses as quickly as possible.

Thanks and regards,

John

John Emshwiller

Senior Special Writer

Wall Street Journal

407 N. Maple Drive, Suite 104

Beverly Hills, Calif. 90210

w- 424-204-4817

m-213-718-0521